

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office..... AUG 12 1994
 Returned to applicant for correction..... NOV 01 1994
 Corrected application filed..... NOV 14 1994 Map filed..... NOV 14 1994 under 60349

The applicant..... Bighorn Development II, Ltd.

P.O. Box 12217 of Reno
Street and No. or P.O. Box No. City or Town
Nevada 89510 hereby make s application for permission to change the
State and Zip Code No.

Point of Diversion and Place and Manner of Use
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under..... a Portion of Claim No. 524 of the Truckee River
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
Decree entered by U.S. District Court for Nevada, entitled "The United States
Identify right in Decree.
of America, Plaintiff, vs. Orr Ditch Company, et al., Defendants", in Equity
Docket No. A-3.

- The source of water is..... the Truckee River
Name of stream, lake, underground spring or other source.
- The amount of water to be changed..... 0.2194 c.f.s. - 35.66 acre feet annually
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for..... Municipal and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for..... as Decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point..... the Points of Diversion of Sierra's existing
Describe as being within a 40-acre subdivision of public survey and by course and
water treatment plants are described in the attached Exhibit "A" and shown on the map
distance to a section corner. If on unsurveyed land, it should be stated.
supporting Applications 49886 and 49887 on file at the Division of Water Resources,
State of Nevada.
- The existing permitted point of diversion is located within..... the Southwest One-Quarter of the
If point of diversion is not changed, do not answer.
Northeast One-Quarter of Section 7, Township 19 North, Range 20 East, Mount
Diablo Meridian.
the certificated water service area of Sierra Pacific Power
- Proposed place of use.....
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Co. as described in the legal description and shown on the supporting map on file
in the Office of the Nevada State Engineer, and the legally described real property
in the attached Exhibit "B".
- Existing place of use.....
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
3.35 acres, 4.45 acres, .25 acres, and 4.45 acres, all in the SW $\frac{1}{4}$
of the SW $\frac{1}{4}$; 4.45 acres, 1.1. acres, and 4.45 acres, all in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and
manner of use of irrigation permit, describe acreage to be removed from irrigation.
1.9 acres in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, all of the
above in Section 17; and 2.3 acres in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 20, all in Township
19 North, Range 20 East, Mount Diablo Meridian.
as Decreed
- Use will be from..... to..... of each year.
Month and Day Month and Day
as Decreed
- Use was permitted from..... to..... of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.)..... Water will be diverted at existing Sierra
State manner in which water is to be diverted, i.e. diversion structure.
Pacific facilities, treated, and placed into existing distribution systems.
ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works..... in excess of \$50,000,000.00 has been invested.
- Estimated time required to construct works..... Completed

14. Estimated time required to complete the application of water to beneficial use..... One Year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

During 1993, Sierra Pacific served an average of 57,702 non-duplicate customers and delivered approximately 119,023.16 million gallons annually (58,380 acre feet). Maximum daily delivery is approximately 100.07 million gallons (306.9 acre feet).

Compared..... pm/ do jr/bk

By..... s/Roy H. Hibdon #370
Roy H. Hibdon, P.E.
1479 S. Wells Avenue, Suite 15
Reno, NV 89502

Protested.....

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 524, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.2194..... cubic feet per second, but not to exceed 35.66 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before..... June 26, 1996

Proof of completion of work shall be filed before..... July 26, 1996

Application of water to beneficial use shall be made on or before..... June 26, 1999

Proof of the application of water to beneficial use shall be filed on or before..... July 26, 1999

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... AUG 12 1996

Proof of beneficial use filed..... JUL 09 1999

Cultural map filed.....

Certificate No. 15291 Issued..... AUG 31 1999

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 26th..... day of..... June.....

A.D. 1995

[Signature]
State Engineer

Exhibit "A"

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the maps accompanying Application Nos. 49886 and 49887 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

LEGAL DESCRIPTION

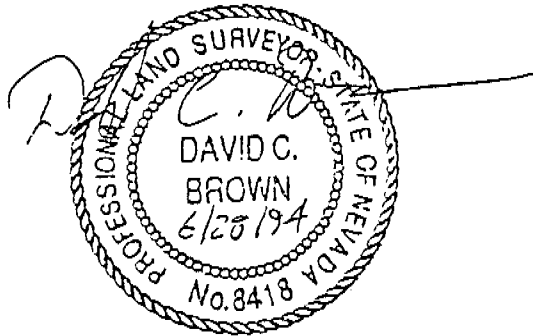
60350

Situated in Section 1, Township 20 North, Range 20 East, Mount Diablo Meridian, Washoe County, Nevada, being more particularly described as follows:

Beginning at the South East Section Corner of Section 1, Township 20 North, Range 20 East, M.D.M., as shown on Record of Survey No. 910, Document No. 381618, filed in the office of the Washoe County Recorder. Thence South $89^{\circ}48'36''$ West along the South Section Line of said Section 1 a distance of 1202.59 feet to the East 1/16 Corner of Sections 1 and 12 as shown on said Record of Survey. Thence North $01^{\circ}05'27''$ West along the West line of the East half of the South East 1/4 of said Section 1 a distance of 1327.15 feet. Thence South $89^{\circ}50'42''$ West along the South line of the North West Quarter of the South East Quarter of said Section 1 a distance of 1,101.62 feet. Thence North $02^{\circ}05'03''$ West 1314.95 feet to a point. Thence the following Bearings and Distances:

South $89^{\circ}36'37''$ West a distance of 155.57 feet;
North $02^{\circ}05'02''$ West a distance of 1.41 feet;
South $89^{\circ}37'24''$ West a distance of 2343.89 feet;
North $00^{\circ}16'16''$ East a distance of 2,666.26 feet;
North $89^{\circ}55'00''$ East a distance of 2,198.79 feet;
North $89^{\circ}46'00''$ East a distance of 2,652.65 feet;
South $00^{\circ}10'30''$ East a distance of 2,648.22 feet;
South $00^{\circ}06'00''$ East a distance of 2,651.00 feet to the point of beginning.

The Basis of Bearing for this Legal Description is Record of Survey 910, Document No. 381618, filed in the office of the Washoe County Recorder.



CITY OF SPARKS
OFFICE OF THE CITY CLERK

JUL 15 1994

JUL 15 1994